

ANOKA-HENNEPIN SCHOOL DISTRICT

EDUCATIONAL SERVICE CENTER

11299 Hanson Blvd. NW, Coon Rapids, MN 55433 763-506-1000 TTY: 763-506-1180 Fax: 763-506-1003 www.anoka.k12.mn.us

Received & Inspected

AUG - 2 2010

FCC Mail Room

July 21, 2010

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street SW
Capitol Heights, MD 20743

Ref: Docket No. 02-6, Withdrawal of Appeal

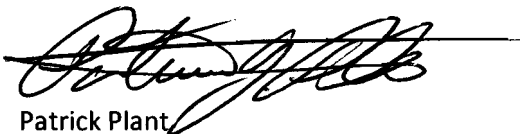
Dear Ms. Dortch:

Anoka-Hennepin School District is requesting the withdrawal of its appeal dated June 17, 2009 (attached, along with the subsequent hold request dated July 27, 2009) concerning a Demand Payment Letter it had received on June 3, 2009.

The School District has successfully resolved, to mutual satisfaction, its underpayment of expenses for Funding Years 2006 and 2007 by the Schools and Libraries Division (SLD) and is returning the excess funds paid to the District for Funding Year 2005 for FRN 1334103 (Form 471 App# 481305) by the SLD. The School District requests that FCC, Universal Service Administration Company (USAC), and SLD remove any Red Letter Hold that it might have on Anoka-Hennepin School District 11 (FCC Registration # 0026077612). A copy of the check sent to USAC is attached.

Should you have any questions, please feel free to contact me at 763-506-1020.

Sincerely,



Patrick Plant
Chief Technology and Information Officer

Encl: Copy of Appeal Letter dated June 17, 2009

Copy of Hold Request letter dated July 27, 2009

Copy of Check

SCHOOL BOARD:
Tom Heidemann, Chair
John Hoffman, Vice Chair
Marci Anderson, Clerk



Dennis L. Carlson, Superintendent

Kathy Tingelstad, Treasurer
Mike Sullivan, Director
Dr. Scott Wenzel, Director

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June 17, 2009

Letter of Appeal
FCC, Office of the Secretary
445 12th Street SW
Washington, DC 20554

Ref: Docket No. 02-6
Request for Review

Dear Sir:

We are requesting review of the denial of our appeal by the Schools and Libraries Division (SLD) - see attached letter dated May 8, 2009. Our Billed Entity Number is 133637 and the appeal is related to Funding Request Number 1331403, Form 471 Application Number 481304.

As a result of an audit USAC is seeking recovery of \$105,794.90. Of that amount, the School District is not disputing the \$15,117.90 identified as reimbursement for ineligible items. We do request that the FCC reconsider the remaining \$90,675 related to improper amortization of one-time costs – costs that should have been reimbursed in 2005, 2006, and 2007 instead of being reimbursed in 2005 for the following reasons.

- We used the data retrieval tool from the SLD's web site in 2005 to determine what we should file. We incorrectly filed for the one-time cost in 2005 instead of amortizing that cost over 3 years because our consultant relied only on information from the SLD tool and did not cross-reference that information with the Funding Commitment Decision Letter.
- We were approved in Funding Years 2006 and 2007 each for one third of the one-time cost as per the amortization schedule.
- Even though we were approved for one third of the amortized cost in each of the Funding Years 2006 and 2007, we never filed for reimbursement of these funds since we had already filed (albeit incorrectly) for all of the one-time cost in 2005.
- Given the timing of the audit and the discovery of our error plus the subsequent exchanges of the finding and response documents, the window for correcting the error by applying for reimbursements in 2006 and 2007 and returning the 2005 reimbursed funds had passed.

We feel that the District is not requesting funds that have not been approved per program rules over the 3 funding years. While we acknowledge that we filed in error and were reimbursed the one-time amount of \$90,675 in the first year instead of over 3 years, we would have been reimbursed the same amount by the end of Funding Year 2007 had we not made the error. As indicated above, the timing of the audit and subsequent report/response exchanges did not allow us to correct the error and file for amortized amounts in 2006 and 2007 due to the expiration of BEAR Form submission deadlines.

TOM HEIDEMANN, CHAIR
JOHN HOFFMAN, VICE CHAIR
MARCI ANDERSON, CLERK



KATHY TINGELSTAD, TREASURER
MIKE SULLIVAN, DIRECTOR
DR. SCOTT WENZEL, DIRECTOR

DENNIS L. CARLSON, INTERIM SUPERINTENDENT

To enable us to rectify our ministerial and clerical errors (per FCC Bishop Perry Order of May 2006), we are requesting that the FCC:

- Consider applying the \$90,675 reimbursed under Funding Year 2005 towards funds approved for Funding Years 2006 (FRN: 1396101) and 2007 (FRN: 1512233) but not filed for and reimbursed, or
- Alternatively, allow us to return the \$90,675 reimbursed in Funding Year 2005 and grant us an opportunity to file for the amortized funds that were approved in Funding Years 2006 and 2007 by providing an invoice deadline extension so that we can file the appropriate BEAR Forms.

We feel our request is reasonable and look forward to a favorable response.

Should you have any questions, please call me at 763-506-1020 or email me at Patrick.Plant@anoka.k12.mn.us

Sincerely,



Patrick Plant
Chief Technology and Information Officer

ANOKA-HENNEPIN SCHOOL DISTRICT

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11299 Hanson Blvd. NW, Coon Rapids, MN 55433 763-506-1000 TTY: 763-506-1180 Fax: 763-506-1003 www.anoka.k12.mn.us

Date July 27, 2009

Letter of Appeal
FCC, Office of the Secretary
445 12th Street SW
Washington, DC 20554

Ref: Docket No. 02-6
Follow up on our Request for Review

Dear Sir or Madam:

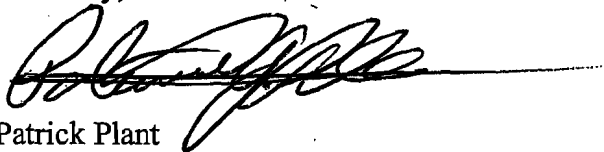
We are requesting that the FCC hold review of our appeal as requested in our appeal letter dated June 17th, 2009 (attached).

In response to our original appeal to USAC concerning this matter, USAC had denied our appeal for Funding Year 2005 (FRN 1331403) but in their denial letter had referred us to the Schools and Libraries Division (SLD) website concerning our request for a BEAR Form invoice deadline extension for Funding Years 2006 (FRN: 1396101) and 2007 (FRN: 1512233). In following USAC's instruction, we had filed for a BEAR Form invoice deadline extension with the SLD for Funding Years 2006 and 2007. Our extension request was granted (attached letters dated June 19, 2007 and June 30, 2007).

We are currently filing BEAR Forms for FRNs 1396101 and 1512233. As a result, we are asking that the FCC take no action on our appeal at this time pending successful filing of the BEAR Forms for Funding Years 2006 and 2007. Upon receipt of the funds requested under FRN 1396101 and 1512233 for Funding Years 2006 and 2007, we will reimburse USAC the amount incorrectly reimbursed in Funding Year 2005 under FRN 1331403. We will notify the FCC of the outcome of our BEAR Form filings once we hear from USAC and either request the FCC to dismiss our appeal or reinstate it.

Should you have any questions, please feel free to call me at 763-506-1020 or email me at Patrick.Plant@anoka.k12.mn.us

Sincerely,



Patrick Plant
Chief Technology and Information Officer

Attachments (3)

SCHOOL BOARD:
Tom Heidemann, Chair
John Hoffman, Vice Chair
Marci Anderson, Clerk



Kathy Tingelstad, Treasurer
Mike Sullivan, Director
Dr. Scott Wenzel, Director

Dennis L. Carlson, Superintendent

ISD NO. 11 VENDOR NUMBER VENDOR NAME CHECK DATE CHECK NO.
 39093 - 10 : UNIVERSAL SERVICE ADMINISTRATIVE COMPANY 07/21/10 00514233

DATE	INVOICE NUMBER	DESCRIPTION	P.O. NUMBER	AMOUNT
07/20/10	1331403	IMPROP DISP FDS/AMORT ER AUDIT		105,729.94

PAID TO: UNIVERSAL SERVICE ADMINISTRATIVE COMPANY
 USAC
 1259 PAYSHERE CIRCLE
 CHICAGO IL 60674

TOTAL AMOUNT PAID 105,729.94

THIS CHECK HAS A COLORED BACKGROUND, AN IMBEDDED SECURITY WATERMARK AND A HL AT REACTIVE INK ICON ON THE BACK.

ANOKA-HENNEPIN INDEPENDENT
 SCHOOL DISTRICT NO. 11
 11299 HANSON BOULEVARD N.W.
 COON RAPIDS, MINNESOTA 55433

USbank
 303 Third Street Northwest
 East Grand Forks, MN 56721

CHECK DATE CHECK NO.
 07/21/10 514233

PAY: ****105,729 Dollars 94 Cents

VOID AFTER 90 DAYS

TO THE ORDER OF:
 UNIVERSAL SERVICE ADMINISTRATIVE COMPANY
 ATTN: USAC
 1259 PAYSHERE CIRCLE
 CHICAGO IL 60674

CHECK AMOUNT
 \$105,729.94

Thomas W. Heidman Chairman
Scott D. Wance Cash
Michael R. Sullivan Treasurer

⑈514233⑈ ⑆091215927⑆ 152100008829⑈